

Tuesday, October 28, 2008

**STATEMENT OF PROCEEDINGS FOR THE
REGULAR MEETING OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B
OF THE KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

9:30 AM

Present: Supervisor Molina, Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Burke

Absent: Supervisor Knabe

Invocation led by Rabbi David Eshel, Wilshire Boulevard Temple, Los Angeles (3).

Pledge of Allegiance led by Robert Saxon, Chief of Veterans Affairs Services, Department of Military and Veteran Affairs.

Video Link for the Entire Meeting (03-1075)

[Video Transcript](#)

PRESENTATIONS/SET MATTERS

Presentation of scroll to His Excellency Mr. M. Humayun Kabir, Bangladesh Ambassador to the United States of America, welcoming him on his visit to the County of Los Angeles, as arranged by the Chair.

Presentation of scroll to Mark Covert in recognition of his tremendous achievement of running more than 140,000 miles over the past 40 years, as arranged by Supervisor Antonovich.

Presentation of scroll to Marve Powers in recognition of his inspirational story of perseverance, devotion, and hard work to maintain and enhance the beauty of the Pacific Crest Trail for all to enjoy, as arranged by Supervisor Antonovich.

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by Supervisor Antonovich.

Presentation of scrolls to the organizing committee members of "Define Your Image," a unique pilot program implemented by the Second Supervisorial District, Departments of Parks and Recreation and Public Social Services, and the Los Angeles County Office of Education, to help provide men and women receiving government assistance transition into the competitive labor workforce, as arranged by Supervisor Burke. (08-0154)

II. SPECIAL DISTRICT AGENDA

STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE REGIONAL PARK AND OPEN SPACE DISTRICT
OF THE COUNTY OF LOS ANGELES
TUESDAY, OCTOBER 28, 2008
9:30 A.M.

- 1-P.** Recommendation: Allocate Specified Excess funds available to the Second Supervisorial District in amount of \$2,019,510 to the Mountains and Recreation Conservation Authority (MRCA), for the acquisition portion of the Compton Creek and Los Angeles River Enhancement Project (2); also allocate County Excess Funds available to the Second Supervisorial District in amount of \$45,000 to the Department of Parks and Recreation for the grant to the MRCA for the acquisition portion of the Compton Creek and Los Angeles River Enhancement Project; authorize the Director of Parks and Recreation in his capacity as Director of the Regional Park and Open Space District, to award a grant amendment to the MRCA, when applicable conditions have been met and to administer the grant upon Board approval, and pursuant to procedures in the Procedural Guide for Specified and Per Parcel Projects; and find that actions are exempt from the California Environmental Quality Act. (Relates to Agenda No. 29) (08-3077)

Attachments: [See Supporting Document](#)

On motion of Supervisor Molina, seconded by Supervisor Yaroslavsky this item was approved.

Ayes: 4 - Supervisor Antonovich, Supervisor Burke,
 Supervisor Molina and Supervisor Yaroslavsky

Absent: 1 - Supervisor Knabe

- 2-P.** Recommendation: Allocate Cities Excess Funds available to the Second Supervisorial District in amount of \$2,397,870, to the Cities of Carson, Compton, Culver City, Gardena, Hawthorne, Inglewood, Lawndale and Lynwood for various projects (2); authorize the Director of Parks and Recreation, in his capacity as the Director of the Regional Park and Open Space District, to award grants to the Cities when applicable conditions have been met, and to administer the grants upon Board approval and pursuant to procedures in the Procedural Guide for Specified and Per Parcel Projects; and find that actions are exempt from the California Environmental Quality Act. (08-3075)

Attachments: [See Supporting Document](#)

On motion of Supervisor Molina, seconded by Supervisor Yaroslavsky this item was approved.

Ayes: 4 - Supervisor Antonovich, Supervisor Burke,
Supervisor Molina and Supervisor Yaroslavsky

Absent: 1 - Supervisor Knabe

- 3-P.** Recommendation: Allocate \$60,000 in County Excess Funds available to the Second Supervisorial District to the Department of Parks and Recreation for a grant to the Trust for Public Land, for the installation of outdoor fitness courses at Ladera, Athens, and Alondra County Parks (2); also allocate \$60,000 in County Excess Funds available to the Fourth Supervisorial District to the Department of Parks and Recreation for a grant to the Trust for Public Land (TPL), for the installation of outdoor fitness courses at Cerritos Regional, Pathfinder, and Steinmetz County Parks (4); and authorize the Director of Parks and Recreation, in his capacity as Director of the Regional Park and Open Space District, to award a grant to the TPL for the Fitness Zones at Six County Parks Project, after the Department of Parks and Recreation assigns the right to apply for funds to the TPL, when applicable conditions have been met and to administer the grant upon Board approval, and pursuant to procedures in the Procedural Guide for Specified and Per Parcel Projects; and find that actions are exempt from the California Environmental Quality Act. (Relates to Agenda No. 28) (08-3078)

Attachments: [See Supporting Document](#)

On motion of Supervisor Molina, seconded by Supervisor Yaroslavsky this item was approved.

Ayes: 4 - Supervisor Antonovich, Supervisor Burke,
Supervisor Molina and Supervisor Yaroslavsky

Absent: 1 - Supervisor Knabe

III. PUBLIC HEARINGS 1 - 15

1. Hearing to purchase a 120,000 sq ft warehouse facility and 5.7 acres of land on property located at 16610 Chestnut Street, in the City of Industry (1), from the fee simple owner, PHD Property, Inc. in amount of \$13,650,000, plus title and escrow fees in an approximate amount of \$20,000 to accommodate the Treasurer and Tax Collector's Public Administrator decedent personal property warehousing program; and find that the Negative Declaration (ND) approved by the Board on December 18, 2007, at the time the lease and option to purchase agreement for this property is still applicable; and find that the project does not have a significant effect on the environment, that the ND reflects the independent judgment of the County; also establish Capital Project No. 77126 and approve the total budget of \$13,650,000, plus approximately \$20,000 for the closing costs to acquire the property; and authorize the Acting Auditor-Controller to issue warrants to cover the purchase price and related costs to the escrow company designated by the Chief Executive Office. **(Chief Executive Office) 4-VOTES** (08-2408)

Attachments: [See Supporting Document](#)
 [See Final Action](#)
 [Video](#)

On motion of Supervisor Molina, seconded by Supervisor Yaroslavsky, the Board closed the hearing and took the following actions:

1. **Made a finding that the Negative Declaration (ND) approved by the Board on December 18, 2007 (Board Order 15), at the time the lease and option to purchase agreement was approved is still applicable, noting the fact that no comments were received at the time during the public review process, and ratifying the findings that the project did not have a significant effect on the environment, that the ND reflected the independent judgment of the County to approve the ND; and that the property is needed for future public benefit;**
2. **Exercised the option to acquire and ordered the purchase be consummated for real property located at 16610 Chestnut Street, City of Industry (1), from PHD Property, Inc., in the amount of \$13,650,000, plus title and scrow fees in an approximate amount of \$20,000;**
3. **Authorized the Chief Executive Officer to open and manage an escrow, execute the escrow instructions and other related documents effectuating the transaction; and to accept the Grant Deed conveying the title to the County;**
4. **Established Capital Project No. 77126 and approved the total project budget of \$13,650,000, plus approximately \$20,000 for closing costs to acquire the property;**

5. **Authorized the Acting Auditor-Controller to issue warrants to cover the purchase price of \$13,650,000, and any other related transactional costs to the escrow company designated by the Chief Executive Office; and**
6. **Instructed the Assessor's office to remove the subject property from the tax roll effective upon the transfer.**

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

2. Hearing on annexation of territory to County Lighting District LLA-1, Diamond Bar Zone (4); confirming a diagram and assessment, and levying of assessments within the annexed territory for Fiscal Year 2009-10. The annexation and levy of assessments shall not become effective unless and until the annexation of the territory to the City of Diamond Bar is approved by the Local Agency Formation Commission for the County of Los Angeles; and find that action is exempt from the California Environmental Quality Act. **(Department of Public Works) (08-2093)**

Attachments: [See Supporting Document](#)

On motion of Supervisor Burke, seconded by Supervisor Yaroslavsky, the Board closed the hearing; instructed the Executive Officer of the Board to tabulate the assessment ballots submitted, and not withdrawn, in support of or in opposition to the proposed annexation and levy of assessments within the annexed territory to County Lighting District LLA-1, Diamond Bar Zone, for the territory known as City of Diamond Bar Annexation No. 2007-20; and tabled the matter for later in the meeting for a report on the tabulation of the ballots and decision.

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

Later in the meeting, on motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky, the Board took the following actions after the report by the Executive Officer of the Board:

1. **Made a finding that the annexation and assessments are for the purposes of meeting operating expenses, purchasing supplies, equipment or materials; meeting financial reserve needs and requirements; and obtaining funds for capital projects, including the installation, operation and maintenance of street lights, necessary to maintain service within the areas proposed for annexation; and are,**

therefore, exempt from the requirements under the California Environmental Quality Act;

2. Determined that no majority protest exists against the proposed annexation and levy of assessments within the annexed territories to County Lighting District LLA-1, Diamond Bar Zone; and
3. Adopted a Resolution ordering annexation of territory to County Lighting District LLA-1, Diamond Bar Zone, confirming a diagram and assessment, and the levying of assessments within the annexed territory for Fiscal Year 2009-10. The annexation and levy of assessments shall not become effective unless and until the annexation of territory to the City of Diamond Bar (City of Diamond Bar Annexation No. 2007-20) is approved by the Local Agency Formation Commission for the County of Los Angeles. The annexation to County Lighting District LLA-1 Diamond Bar Zone, will be effective on the same date as the effective date of the annexation of the subject territory to the City of Diamond Bar; and the levying of assessments will be effective July 1, 2009, or the first July 1 after the effective date of the annexation, whichever is later.

Ayes: 4 - Supervisor Antonovich, Supervisor Burke, Supervisor Molina and Supervisor Yaroslavsky

Absent: 1 - Supervisor Knabe

3. Hearing on annexation of Parcel 201-08 to the Consolidated Sewer Maintenance District within the City of La Canada-Flintridge (5), and the levying of assessments within the annexed parcel, for the operation and maintenance of sewer facilities for Fiscal Year 2009-10; also adopt Resolution approving and accepting negotiations that there will be no exchange of property tax revenues as a result of the annexation; and find that the action is exempt from the California Environmental Quality Act. **(Department of Public Works)** (08-1934)

Attachments: [See Supporting Document](#)

On motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky, the Board closed the hearing and took the following actions:

1. Made a finding that the annexations and assessments are to meet operational expenses to maintain service within the proposed annexation areas; that the parcels proposed to be annexed will be benefited by the annexation; determined that said action is exempt from the California Environmental Quality Act;

2. **Made a finding that no majority protest exists against the proposed annexation or assessments for Parcel 201-08, to the Consolidated Sewer Maintenance District within the City of La Canada-Flintridge (5);**
3. **Ordered that the boundaries of the Consolidated Sewer Maintenance District be altered to include such benefited parcels and ordered the levying of sewer service charges within the annexed parcels to be effective Fiscal Year 2009-10;**
4. **Adopted a resolution approving and accepting negotiations that there will be no exchange of property tax revenues from the annexation of the parcel; and**
5. **Instructed the Acting Director of Public Works to file the necessary statement of boundary changes with the State Board of Equalization and the County Assessor.**

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

4. Hearing on increase to the maximum and minimum ticket prices proposed by the Los Angeles Philharmonic Association for the 2009 Hollywood Bowl Season (3); also find that the action is exempt from the California Environmental Quality Act. **(Department of Parks and Recreation)** (08-2238)

Attachments: [See Supporting Document](#)

On motion of Supervisor Yaroslavsky, seconded by Supervisor Antonovich, the Board closed the hearing and took the following actions:

1. **Made a finding that the proposed action is exempt from the California Environmental Quality Act;**
2. **Adopted a resolution increasing the maximum and minimum ticket prices proposed by the Los Angeles Philharmonic Association for the 2009 Hollywood Bowl Season; and**
3. **Approved a schedule of maximum and minimum ticket prices for the 2009 Hollywood Bowl Season.**

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

5. Hearing on approval of billing rate changes by the Department of Health Services for inpatient and outpatient psychiatric services at the LAC+USC Medical Center, Harbor-UCLA Medical Center, and Olive View-UCLA Medical Center; State and Federal Program services requiring itemized billing; and Family Planning Access Care and Treatment and Cancer Detection Program services, effective for services rendered beginning November 1, 2008. **(Department of Health Services)** (08-2254)

On motion of Supervisor Molina, seconded by Supervisor Yaroslavsky, the Board closed the hearing and approved the new or updated billing rate changes by the Department of Health Services for inpatient and outpatient psychiatric services at the LAC+USC Medical Center, Harbor UCLA Medical Center, and Olive View-UCLA Medical Center; State and Federal Program services requiring itemized billing; and Family Planning Access Care and Treatment and Cancer Detection Program services, effective November 1, 2008, with the exception of LAC+USC Medical Center, which has to perform special programming to implement new outpatient rates, and will therefore continue to use existing rates until programming is complete, but in no event will it implement the new rates before November 1, 2008.

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

6. Hearing on the Valencia Bridge and Major Thoroughfare Construction Fee District Update Report, dated March 2008, prepared by the Acting Director of Public Works, recommending revisions to the boundaries, list of projects, and fees for the Valencia Bridge and Major Thoroughfare Construction Fee District, City of Santa Clarita (5); and find that action is exempt from the California Environmental Quality Act. **(Department of Public Works)** (08-1877)

Attachments: [See Supporting Document](#)

On motion of Supervisor Antonovich, seconded by Supervisor Molina, the Board closed the hearing and took the following actions:

- 1. Made a determination that written protests against the proposed revisions have been filed and not withdrawn by the owners of more than one-half of the area of the properties within the Valencia Bridge and Major Thoroughfare Construction Fee District;**
- 2. Made a finding that the proposed resolution is being adopted for the purpose of obtaining funds for capital projects necessary**

to maintain service within existing service areas, and is, therefore, exempt from the California Environmental Quality Act;

- 3. Adopted a resolution revising the boundaries, list of projects, and fees for the Valencia Bridge and major Thoroughfare Construction Fee District, and authorizing the Acting Director of Public Works to review and annually adjust the fees in relation to increases in the Construction Cost Index; and**
- 4. Authorized the Acting Director of Public Works to continue administering the District and to record a certified copy of the adopted Resolution with the Registrar-Recorder/County Clerk's Office.**

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

- 7. Hearing to grant a new ten-year proprietary petroleum pipeline franchise to Plains Exploration & Production Company, to renew the existing proprietary pipeline franchise for pipeline facilities in Ladera Heights unincorporated area (2). (Chief Executive Office) (08-2253)**

Attachments: [See Supporting Document](#)
[See Final Action](#)

By common consent, and there being no objection (Supervisor Knabe being absent), the Board referred the matter back to the Chief Executive Office.

- 8. Hearing on proposed amendments to the County Code, Title 2 - Administration, to establish a \$1 fee for the electronic recording of real property documents for all costs associated with the electronic recording delivery system as authorized by AB 578 (All Districts); also approval and authorization for the Registrar-Recorder/ County Clerk to execute a Multi-County agreement with Orange, Riverside and San Diego Counties for Los Angeles County to share in the ownership of the \$2.52 million electronic recording delivery system with each County paying an equal share of the acquisition cost and \$100,000 per County for ongoing maintenance, for a period of five consecutive years with an automatic renewal of an additional five years unless terminated sooner or extended as provided in the agreement. (Registrar-Recorder/County Clerk) (08-2269)**

Attachments: [See Supporting Document](#)

By common consent, and there being no objection (Supervisor Knabe

being absent), the Board continued the item without discussion to Wednesday, November 12, 2008.

9. De novo hearing on Project No. R2005-00055-(5), Conditional Use Permit Case No. 200500005-(5), and Negative Declaration, to authorize the construction, operation and maintenance of a water distribution facility on a 7.67 acre parcel located at 12800 Sierra Highway, between Sierra Vallejo Road and Steele Avenue adjacent to the unincorporated communities of Sleepy Valley and Agua Dulce, Soledad Zoned District, applied for by Roy Ramey. (Appeal from Regional Planning Commission's approval) (Continued from meetings 6-24-08 and 7-22-08) **(Regional Planning)** (08-1396)

Attachments: [See Supporting Document](#)
[Written Correspondence](#)
[Video Part I](#)
[Video Part II](#)
[See Supporting Document](#)
[See Final Action](#)

On motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky, the Board closed the hearing and took the following actions:

- 1. Denied the appeal filed by Katherine M. Sloan;**
- 2. Approved and adopted the Negative Declaration (ND) prepared for the project; certified its completion, and determined that there is no substantial evidence that the project will have a significant impact upon the environment; and that the ND reflects the independent judgment and analysis of the County;**
- 3. Indicated its intent to approve Project No. R2005-00055-(5), Conditional Use Permit Case No. 200500005-(5); and**
- 4. Instructed County Counsel and the Director of Planning to modify the conditions of approval to:**
 - Require that the applicant hire a third-party consultant, acceptable to the Department of Regional Planning, to conduct 4 inspections per year (2 announced and 2 un-announced inspections) to monitor the project terms of compliance with conditions of approval relevant to truck trips, record-keeping, maintenance and validity of State and County permits, and other relevant conditions of this grant, as determined by the Department of Regional Planning;**

- **Require that the applicant hire a third-party engineer, acceptable to the Department of Public Works, to calibrate, gauge, and inspect all water wells, pumping equipment, and gauges to insure the proper operation and accuracy of equipment, at least twice a year (or more if so deemed necessary by staff), and submit findings and recommendations to the Department of Public Works;**
 - **Modify Condition No. 9 to eliminate the Director's Review of an extension, instead requiring that upon the expiration of this grant in 5 years, that the Regional Planning Commission shall review and consider an additional 5-year or 10-year term at a noticed public hearing; and**
- 5. Instructed County Counsel to prepare the necessary findings and conditions for final approval and to bring it back to a future Board of Supervisors meeting.**

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky,
Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

- 10.** De novo hearing on Conditional Use Permit Case No. 2004-00066-(5) and Vesting Tentative Tract Map No. 53159-(5), and Mitigated Negative Declaration, to ensure compliance with nonurban hillside management design review criteria, density-controlled development and onsite project grading; and to create 10 single-family residential lots and one open space lot on approximately 21.83 gross acres located east of San Francisquito Canyon Road and Lowridge Place, Castaic Canyon Zoned District, applied for by Elaine Chen and Michael Tapley. (Appeal from Regional Planning Commission's approval) (Continued from meetings of 6-17-08, 8-26-08 and 9-23-08) **(Regional Planning)** (08-1410)

Attachments: [See Supporting Document](#)
 [See Supporting Document](#)
 [Video Part I](#)
 [Video Part II](#)
 [Video Part III](#)
 [Video Part IV](#)
 [See Final Action](#) Report

On motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky, the Board closed the hearing, denied the appeal and took the following actions:

1. **Approved and adopted the Mitigated Negative Declaration prepared for the project; certified its completion, and determined that there is no substantial evidence that the project will have a significant impact upon the environment; and that the Negative Declaration reflects the independent judgment and analysis of the County;**
2. **Indicated its intent to approve Vesting Tentative Tract Map No. 53159 and Conditional Use Permit Case No. R2004-00066-(5);**
3. **Directed County Counsel and the Director of Planning to modify the conditions of approval to:**
 - Reduce the number of lots to 20,000 square foot minimum lots by consolidating lots within the proposed development footprint; and**
 - Limit the proposed homes to 1 story and 15 feet in height**
4. **Instructed County Counsel to prepare the final findings and conditions necessary for these approvals and bring them back to a future Board meeting; and**
5. **Directed the Acting Director of Public Works to review the amounts of the bonds required for this project to insure that the bond amounts are appropriate given concerns about potential impacts on the surrounding community, and report back to the Board within 60 days.**

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

11. De novo hearing on Conditional Use Permit Case No. 2005-00151-(5), Variance Case No. 2007-00011-(5) and Tentative Parcel Map No. 063010-(5), and Negative Declaration, to ensure compliance with urban hillside management design review criteria; to allow less than the minimum required net lot area in the R-1-10,000 zone for two proposed single-family parcels each with a net lot area of 7,724 sq ft, and retaining walls higher than six feet within the side and rear yard setbacks; and to create three single-family parcels (including one flag lot) on 0.73 gross acres located at 2716 Willowhaven Drive, within the La Crescenta-Montrose Community Standards District and La Crescenta Zoned District, applied for by Alex Rogic. (Appeal from Regional Planning Commission's denial) **(Regional Planning)** (08-2402)

Attachments: [See Final Action](#)
[See Supporting Document](#)
[Video Part I](#)

[Video Part II](#)

[Video Part III](#)

On motion of Supervisor Antonovich, seconded by Supervisor Molina, the Board took the following actions:

- 1. Directed the Director of Planning to have staff work with the applicant on a revised plan, to include a house design for the new house facing Rockpine which:**
 - Is a maximum of two lots, one for the existing home facing Willowhaven and one for a new lot facing Rockpine**
 - Is no more than two stories in height**
 - Is no taller than 25 feet in height; and**
 - Has a front setback of at least 15 feet; and**
- 2. Directed the Director of Planning to schedule a revised 2-lot parcel map before the Subdivision Committee at the earliest available date; and**
- 3. Continued the hearing to January 27, 2009.**

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

- 12. De novo hearing on Project No. R2007-01829-(5), Conditional Use Permit Case No. 200700137-(5), and Mitigated Negative Declaration to authorize construction, operation and maintenance of a bio-refinery that will convert 170 tons per day of cellulosic material from the neighboring landfill and other local sources to ethanol on property located at 580 East Avenue F, in the unincorporated community of Antelope Valley, Lancaster Zoned District, applied for by William Davis on behalf of Bluefire Ethanol. (Appeal from Regional Planning Commission's approval) **(Regional Planning)** (08-2407)**

Attachments: [See Supporting Document](#)
[See Supporting Document](#)
[Video Part I](#)
[Video Part II](#)
[See Final Action](#)

On motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky, the Board closed the hearing and took the following actions:

1. Denied the appeal filed by R. Lyle Talbot;
2. Approved and adopted the Mitigated Negative Declaration prepared for the project; certified its completion, and determined that there is no substantial evidence that the project will have a significant impact upon the environment; and that the Mitigated Negative Declaration reflects the independent judgment and analysis of the County;
3. Indicated its intent to approve Project No. R2007-01829-(5), and Conditional Use Permit Case No. 200700137-(5);
4. Directed the County Counsel and the Director of Planning to modify the conditions of approval to:
 - Prohibit the operator from accepting sewer sludge, bio-solids, hazardous waste, liquid waste, medical waste, radioactive waste, and waste tires as feedstock for the ethanol plant;
 - Create a Community Advisory Committee ("CAC") to serve as a liaison between the operator and the community. The CAC shall be appointed by the Supervisor of the Fifth District and shall meet bi-annually for the first two years after issuance of a Certificate of Occupancy for the project, and thereafter as often as deemed appropriate by the committee. Representatives of the operator and the County Departments of Environmental Health, Fire, Public Works, and Regional Planning shall serve as ex-officio members of the CAC; and
5. Instructed County Counsel to prepare the necessary findings and conditions for final approval and to bring them back to the Board as soon as possible.

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

13. Combined hearing on Project No. R2006-00147-(5) which includes the following zoning matters and Negative Declaration relating to property located at 2055 - 2071 North Lake Ave., in the Altadena Community Standards District, Altadena Zoned District, petitioned by Carolyn Ingram Seitz on behalf of Altadena Animal Hospital: **(Regional Planning)**

Zone Change Case No. 200600001-(5), from C-2 to CM-DP

Conditional Use Permit Case No. 200600013-(5), to authorize the expansion of a small animal hospital

Oak Tree Permit Case No. 200600005-(5), to authorize the removal of one tree and encroachment on four trees

Parking Permit Case No. 200600001-(5), to authorize less than required parking (08-2406)

Attachments: See Final Action
 [See Supporting Document](#)
 [Video Part I](#)
 [Video Part II](#)

On motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky, the Board closed the hearing and took the following actions:

- 1. Considered, certified its completion, and adopted the Negative Declaration (ND) prepared for the project; and determined that there is no substantial evidence that the project will have a significant impact upon the environment;**
- 2. Made a finding that the proposed change of zone is consistent with the Countywide General Plan and the Altadena Community Plan; and that the public convenience, the general welfare and good zoning practice justify the recommended change of zone;**
- 3. Indicated its intent to approve Project No. R2006-00147-(5), Zone Change Case No. 200600001-(5), Conditional Use Permit Case No. 200600013-(5); Oak Tree Permit Case No. 200600005-(5); and Parking Permit Case No. 200600001-(5);**
- 4. Indicated its intent to adopt the Ordinance entitled, “An ordinance amending Section 22.16.230 of Title 22 – Planning and Zoning of the**

Los Angeles County Code, changing regulations for the execution of the Altadena Community General Plan, relating to the Altadena Zoned District No. 5541”;

- 5. Instructed County Counsel and the Director of Planning to modify the approval to include a specific provision authorizing pet day-care service at the facility along with the other uses approved by the Regional Planning Commission; and**
- 6. Instructed County Counsel to prepare the final findings and conditions necessary for approval and to bring them back at a**

future meeting for the Board's consideration.

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky,
Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

- 14.** Combined hearing on the following zoning matters and Fifth Addendum to previously Certified Environmental Impact Report relating to property located at the northwest corner of Lost Canyon Road and Via Princessa, within the unincorporated community of Fair Oaks Ranch, Sand Canyon Zoned District, petitioned by Carlene Matchniff on behalf of Pardee Homes: **(Regional Planning)**

Specific Plan Amendment Case No. 2005-00010-(5), an amendment to the Land Use Policy Map of Specific Plan No. 1 (Canyon Park) from NC to R-3(25)

Conditional Use Permit Case No. 2005-00202-(5), to ensure Specific Plan conformance

Vesting Tentative Tract Map Case No. 063483-(5), to create one multi-family residential lot with 165 new attached condominium units in 36 buildings on 12.5 acres (08-2401)

Attachments: [See Final Action](#)
[See Supporting Document](#)
[See Final Action](#)
[Video Part I](#)
[Video Part II](#)

By common consent, and there being no objection (Supervisor Knabe being absent), the Board continued the hearing without discussion to Wednesday, November 5, 2008.

- 15.** Combined hearing on Project No. TR067784-(2) which includes the following zoning matters and Mitigated Negative Declaration relating to property located at 22425-22433 S. Vermont Ave., within the unincorporated community of West Carson, Carson Zoned District, petitioned by Shea Presidio Red Oak, LLC: **(Regional Planning)**

General Plan Amendment Case No. 2006-00015-(2), an amendment to the Los Angeles Countywide General Plan Land Use Policy Map from Category 1 (Major Industrial) to Category 4 (High Density Residential-Greater Than 22 Dwelling Units Per Gross Acre)

Zone Change Case No. 2006-00012-(2), from M-1 to R-4-48U-DP

Conditional Use Permit Case No. 2006-00321-(2), for approval of the Development Program zone including a modification of front yard wall and fence height standards

Vesting Tentative Tract Map Case No. 067784-(2), to create one multi-family lot with 246 attached condominium units in one building on 4.74 gross acres

Housing Permit Case No. 2006-00003-(2), to allow for a 20% density bonus (40 units) with 10% affordable housing (22 units) set aside for lower-income households (08-2400)

Attachments: [See Final Action](#)
 [See Supporting Document](#)
 [Video](#)

On motion of Supervisor Burke, seconded by Supervisor Antonovich, the Board closed the hearing and took the following actions:

- 1. Considered and adopted the Mitigated Negative Declaration and Mitigation Monitoring Program prepared for the project, together with any comments received during the public review process; certified its completion consistent with the California Environmental Quality Act, and determined that there is no substantial evidence that the project will have a significant impact upon the environment; and that the Mitigated Negative Declaration and Mitigation Monitoring Program reflects the independent judgment and analysis of the County;**
- 2. Indicated its intent to approve Project No. TR067784-(2), General Plan Amendment No. 2006-00015-(2); Zone Change Case**

No. 2006-00012-(2), Conditional Use Permit Case No. 2006-00321-(2), Vesting Tentative Tract Map No. 067784-(2); and Housing Permit Case No. 2006-00003-(2); and

- 3. Instructed County Counsel to prepare the necessary resolution, ordinance and findings and conditions for final approval.**

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky,
 Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

ADMINISTRATIVE MATTERS

IV. BOARD OF SUPERVISORS 16 - 22

16. Recommendation as submitted by Supervisor Antonovich: Waive the \$350 permit fee and parking fees for 200 cars totaling \$1,600, excluding the cost of liability insurance, at the Music Center Garage for the Ukrainian Cultural Center of Los Angeles' 75th Anniversary of the Ukrainian Genocide of 1932-33, to be held in the County Mall Area of the Kenneth Hahn Hall of Administration on November 9, 2008, from 2:00 p.m. to 6:00 p.m. (08-3103)

Attachments: [See Final Action](#)

On motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky this item was approved.

Ayes: 4 - Supervisor Burke, Supervisor Molina, Supervisor Yaroslavsky and Supervisor Antonovich

Absent: 1 - Supervisor Knabe

17. Recommendation as submitted by Supervisor Antonovich: Waive parking fees for 1,000 cars totaling \$17,000, excluding the cost of liability insurance, at the Music Center Garage and Lot 17 for members of the public attending the swearing-in ceremonies for newly reelected County officials, to be held December 1, 2008. (08-3110)

Attachments: [See Final Action](#)

On motion of Supervisor Antonovich, seconded by Supervisor Molina, this item was approved.

Ayes: 4 - Supervisor Burke, Supervisor Molina, Supervisor Yaroslavsky and Supervisor Antonovich

Absent: 1 - Supervisor Knabe

18. Recommendation as submitted by Supervisor Antonovich: Waive the \$735 rental fee, excluding the cost of liability insurance, for use of Ayres Hall at the Los Angeles County Arboretum for the Auxiliary of Methodist Hospital of Southern California's 54th Holiday Homes Tour, to be held December 5, 2008. (08-3058)

Attachments: [See Supporting Document](#)
 [See Final Action](#)

On motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky, this item was approved.

Ayes: 4 - Supervisor Burke, Supervisor Molina, Supervisor Yaroslavsky and Supervisor Antonovich

Absent: 1 - Supervisor Knabe

19. Recommendation as submitted by Supervisor Antonovich: Waive the \$200 permit fee and parking fees totaling \$1,350, excluding the cost of liability

insurance, for use of the parking structure adjacent to the Pasadena Court House located at 240 Ramona Blvd., by UCLA's staff for the UCLA/USC Football Game, to be held at the Rose Bowl on December 6, 2008. (08-3101)

Attachments: [See Supporting Document](#)
 [See Final Action](#)

On motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky, this item was approved.

Ayes: 4 - Supervisor Burke, Supervisor Molina, Supervisor Yaroslavsky and Supervisor Antonovich

Absent: 1 - Supervisor Knabe

20. Recommendation as submitted by Supervisor Molina: Reduce parking fee to \$8 per vehicle, excluding the cost of liability insurance, at the Music Center Garage for attendees of the Southern California Leadership Network's Visionaries Annual Awards Luncheon, to be held December 9, 2008 at 11:00 a.m. (08-3108)

Attachments: [See Final Action](#)

On motion of Supervisor Molina, seconded by Supervisor Antonovich, this item was approved.

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky, Supervisor Burke and Supervisor Antonovich

Absent: 1 - Supervisor Knabe

21. Recommendation as submitted by Supervisor Burke: Support the County's commitment to The Great Southern California ShakeOut Drill and encourage Los Angeles County employees, residents, businesses, schools and organizations to register to participate in this important emergency preparedness initiative at www.ShakeOut.org <<http://www.ShakeOut.org>>; and further proclaim November 13, 2008 as "The Great Southern California Shakeout Day" throughout Los Angeles County, in coordination with Los Angeles County's full-scale Golden Guardian Exercise, an integrated full-scale emergency exercise taking place November 13 through 18, 2008, to test the County's readiness to respond to a 7.8 magnitude earthquake. (08-3067)

Attachments: [See Supporting Document](#)
 [See Final Action](#)

On motion of Supervisor Burke, seconded by Supervisor Antonovich, this item was approved.

Ayes: 4 - Supervisor Yaroslavsky, Supervisor Antonovich, Supervisor Burke and Supervisor Molina

Absent: 1 - Supervisor Knabe

22. Recommendation as submitted by Supervisor Yaroslavsky: Instruct the

Registrar-Recorder/County Clerk to expand his review of voter affidavits returned by the political organization known as Young Political Majors, so that every voter who purportedly changed his/her party affiliation to Republican by Young Political Majors is contacted by the RR/CC staff to confirm that the change in party affiliation is consistent with that voter's wishes. (08-3099)

Attachments: [Motion by Supervisor Yaroslavsky Report](#)

On motion of Supervisor Yaroslavsky, seconded by Supervisor Antonovich, this item was approved as amended to include in the review by the Registrar-Recorder/County Clerk any voter affidavits returned by the Association of Community Organizations for Reform Now (ACORN), or any other organizations for which there have been complaints.

Ayes: 4 - Supervisor Burke, Supervisor Molina, Supervisor Yaroslavsky and Supervisor Antonovich

Absent: 1 - Supervisor Knabe

V. CONSENT CALENDAR 23 - 33

Chief Executive Office

- 23.** Recommendation: Approve ordinance for introduction amending the County Code, Title 6 - Salaries, to implement minor program changes to the Management Appraisal and Performance Plan (MAPP), to clarify current language and information, streamline related administrative processes, and to correct minor errors and effect non-substantive changes. (Relates to Agenda No. 34) (Continued from meeting of 10-21-08) (08-3020)

Attachments: [See Supporting Document](#)

On motion of Supervisor Yaroslavsky, and by common consent, there being no objection (Supervisor Knabe being absent), this recommendation was continued to Wednesday, November 5, 2008.

County Operations

- 24.** Recommendation: Approve and instruct Chair to sign agreement with Plains Exploration and Production Company (PXP), prohibiting PXP's filing of permit applications with the County or the California Department of Oil, Gas and Geothermal Resources for drilling or redrilling oil or gas wells in the Baldwin Hills Oil Field located in the unincorporated area of the County, until after the effective date of a Baldwin Hills Community Standards District (CSD) (2); and waiver by PXP of any right to file a facial legal challenge to the CSD. **(County Counsel)** (Relates to Agenda No. 33) (08-3107)

Attachments: [See Final Action](#)

On motion of Supervisor Burke, seconded by Supervisor Antonovich, (Supervisor Knabe being absent), this item was approved.

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

Health and Mental Health Services

25. Recommendation: Approve the Department of Health Services' equipment request and authorize the Director of Internal Services to proceed with the acquisition and installation of a digital mammography radiographic/fluoroscopy system consisting of two machines for Harbor-UCLA Medical Center (2), including a four-year equipment extended service agreement, at a total estimated cost of \$1.58 million, included in Coastal Network's Fiscal Year 2008-09 Final Budget; and approve appropriation adjustment in amount of \$520,000 to realign Coastal Network's Fiscal Year 2008-09 Final budget to fund the acquisition and installation of equipment, funded within existing resources. **(Department of Health Services) (08-3085)**

Attachments: [See Supporting Document](#)

On motion of Supervisor Antonovich, seconded by Supervisor Molina, this item was approved.

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

Community and Municipal Services

26. Recommendation: Authorize the Chair to sign amendment to Option to Amend Lease Agreement with Del Rey Fuel, LLC (Lessee), for Parcel 1S (Fuel Dock), Marina del Rey (4), to grant the Lessee a six month extension of the date within which the option must be exercised to May 2, 2009; and find that the Regional Planning Commission, on behalf of the County, has previously considered and adopted a Negative Declaration for the proposed landside redevelopment/ replacement project contemplated by the Option to Amend Lease Agreement, and that the Executive Officer of the Coastal Commission determined that the waterside redevelopment/replacement project involves no potential for adverse effect, either individually or cumulatively, on coastal resources and is consistent with the policies of Section 30200, et seq. of the Coastal Act. **(Department of Beaches and Harbors) 4-VOTES (08-3073)**

Attachments: [See Supporting Document](#)

On motion of Supervisor Antonovich, seconded by Supervisor Molina this item was approved.

Ayes: 4 - Supervisor Yaroslavsky, Supervisor Antonovich, Supervisor Burke and Supervisor Molina

Absent: 1 - Supervisor Knabe

AGREEMENT NO. 75629, SUPPLEMENT 1

27. Recommendation: Instruct the Chair to sign amendment to the Amended and Restated Lease with Gold Coast Apartments LLC (Lessee), for the redevelopment of the Admiralty Apartments on Parcel 140V, located at 4170 Admiralty Way, Marina del Rey (4), reflecting an extension of the outside completion date for construction of the redevelopment to January 31, 2009, and a retroactive increase in the monthly minimum rent from \$5,632.69 per month to \$33,936.00 per month, effective June 1, 2008; and find that amendment is exempt from the California Environmental Quality Act. **(Department of Beaches and Harbors) 4-VOTES** (08-3072)

Attachments: [See Supporting Document](#)

By common consent, and there being no objection (Supervisor Knabe being absent), this item was referred back to the Department of Beaches and Harbors.

28. Recommendation: Adopt resolution assigning to the Trust for Public Land the County's right to apply for \$60,000 of County Excess Funds, allocated to the County under the Safe Neighborhood Parks Proposition of 1996, available to the Second Supervisorial District for the installation of outdoor fitness courses at Ladera, Athens, and Alondra Parks (2); also adopt resolution assigning to the Trust for Public Land the County's right to apply for \$60,000 of County Excess Funds, allocated to the County under the Safe Neighborhood Parks Proposition of 1996, available to the Fourth Supervisorial District for the installation of outdoor fitness courses at Cerritos Regional, Pathfinder, and Steinmetz County Parks (4); and find that actions are exempt from the California Environmental Quality Act. **(Department of Parks and Recreation)** (Relates to Agenda No. 3-P) (08-3084)

Attachments: [See Supporting Document](#)

On motion of Supervisor Antonovich, seconded by Supervisor Molina, this item was adopted.

Ayes: 4 - Supervisor Molina, Supervisor Yaroslavsky, Supervisor Antonovich and Supervisor Burke

Absent: 1 - Supervisor Knabe

29. Recommendation: Adopt resolution assigning to the Mountains Recreation and Conservation Authority the County's right to apply for \$45,000 of County Excess Funds allocated to the County under the Safe Neighborhood Parks Proposition of 1996, available to the Second Supervisorial District, to complete the Compton Creek and Los Angeles River Enhancement Project (2); and find that action is exempt from the California Environmental Quality Act. **(Department of Parks and Recreation)** (Relates to Agenda No. 1-P)

(08-3083)

Attachments: [See Supporting Document](#)

On motion of Supervisor Antonovich, seconded by Supervisor Molina, this item was adopted.

Ayes: 4 - Supervisor Yaroslavsky, Supervisor Antonovich,
Supervisor Burke and Supervisor Molina

Absent: 1 - Supervisor Knabe

Miscellaneous Communications

- 30.** Los Angeles County Claims Board's recommendation: Authorize settlement of the lawsuit entitled Michael Kraut v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BC 364 168 in the amount of \$325,000, and instruct the Acting Auditor-Controller to draw a warrant to implement this settlement from the District Attorney's budget.

This lawsuit concerns allegations that an employee of the District Attorney's Office was subjected to discrimination, harassment and retaliation. (08-3019)

On motion of Supervisor Antonovich, seconded by Supervisor Molina, this item was approved.

Ayes: 4 - Supervisor Antonovich, Supervisor Burke,
Supervisor Molina and Supervisor Yaroslavsky

Absent: 1 - Supervisor Knabe

- 31.** Consideration of Corrective Action Plan for case entitled Paul Husson v. County of Los Angeles, Los Angeles Superior Court Case No. BC 357 368. (08-0885)

Attachments: [See Supporting Document](#)
 [See Final Action](#)

By common consent, and there being no objection (Supervisor Knabe being absent), this item was continued to Wednesday, November 5, 2008.

- 32.** Consideration of Corrective Action Plan for case entitled Rochelle Abramovitz v. County of Los Angeles, Los Angeles Superior Court Case No. BC 335 701. (08-0367)

Attachments: [See Supporting Document](#)
 [See Final Action](#)

By common consent, and there being no objection (Supervisor Knabe being absent), this item was continued to Wednesday, November 5, 2008.

- 33.** Ordinance for adoption amending the County Code, Title 22 - Planning and

Zoning, to establish a Baldwin Hills Community Standards District for the unincorporated portion of the Inglewood Oil Field located in the Baldwin Hills Zoned District, establishing new development standards and operating procedures for oil and gas production operations to ensure that oil field operations are conducted in a safe manner and are compatible with the surrounding uses. (Relates to Agenda No. 24) (08-2219)

Attachments: [See Supporting Document](#)
 [See Final Action](#)
 [See Certified Ordinance](#)

On motion of Supervisor Burke, seconded by Supervisor Antonovich, the Board adopted Ordinance No. 2008-0057. This ordinance shall take effect November 27, 2008.

This item was duly carried by the following vote:

Ayes: Supervisors Molina, Burke, Yaroslavsky and Antonovich
Noes: None
Absent: Supervisor Knabe

VI. ORDINANCE FOR INTRODUCTION 34

- 34.** Ordinance for introduction amending the County Code, Title 6 - Salaries, amending portions of Section 6.08.310 (Definitions), 6.08.325 (performance management), 6.08.340 (Tier I and Tier II Management Appraisal and Performance Plan basic salary structure), 6.08.360 (special provisions), 6.08.370 (Tier I establishment of salary upon appointment), 6.08.375 (Tier I merit salary adjustment provisions), 6.08.385 (Tier II establishment of step placement upon appointment), 6.08.390 (Tier II step advancement provisions), 6.08.395 (Tier I and Tier II departmental special rates); repeal a portion of Section 6.08.335 (Tier I and Tier II Management Appraisal and Performance Plan General Salary Adjustment provisions); repeal Sections 6.08.345 (Temporary positions and appointments), 6.10.090 (acting department head - additional compensation); and add Sections 6.08.373 (Tier I General Salary Adjustment provision), 6.08.387 (Tier II General Salary Adjustment provision). (Continued from meeting of 10-21-08) (Relates to Agenda No. 23) (08-2418)

Attachments: [See Supporting Document](#)

By common consent, and there being no objection (Supervisor Knabe being absent), the Board continued this item to Wednesday, November 5, 2008.

VII. DISCUSSION ITEMS 35 - 37

Budget

- 35.** Chief Executive Officer's Risk Management Annual Report for Fiscal Year 2008-09. Requested by Supervisor Molina at the meeting of October 16,

2007. (Continued from meetings of 10-7-08 and 10-21-08) (08-2317)

Attachments: [Chief Executive Office memo dated 9-25-08](#)
 [See Final Action](#)
 [Video](#)

On motion of Supervisor Molinda, seconded by Supervisor Yaroslavsky (Supervisor Knabe being absent), the Board continued the following item to Wednesday November 5, 2008.

Ayes: 4 - Supervisor Burke, Supervisor Molina, Supervisor Yaroslavsky and Supervisor Antonovich

Absent: 1 - Supervisor Knabe

- 36.** County Counsel Litigation Cost Manager and Risk Manager joint report that identifies specific projects or actions accomplished during the year that supported the goal of risk management and reduction of the County's exposure to litigation and identifies joint goals and objectives for the subsequent year. Requested by Supervisor Molina at the meeting of October 16, 2007. (Continued from meetings of 10-7-08, 10-21-08 and 10-28-08) (08-2318)

Attachments: [Chief Executive Officer memo dated 9-25-08](#)
 [Chief Executive Officer Memo](#)
 [See Final Action](#)
 [See Supporting Document](#)
 [Video Part I](#)
 [Video Part II](#)
 [Video Part III](#)
 [See Final Action](#)

By common consent, and there being no objection (Supervisor Knabe being absent), the Board continued the following item to Wednesday November 5, 2008.

- 37.** County Counsel Litigation Cost Manager's annual report. (Continued from meeting of 10-21-08) (08-3064)

Attachments: [See Supporting Document](#)
 [See Final Action](#)
 [Video](#)

By common consent, and there being no objection (Supervisor Knabe being absent), the Board continued the following item to Wednesday November 5, 2008.

VIII. MISCELLANEOUS

- 38.** Additions to the agenda which were posted more than 72 hours in advance of the meeting, as indicated on the supplemental agenda.

- 38-A.** Recommendation as submitted by Supervisor Antonovich: Waive the \$10 per vehicle fee, excluding the cost of liability insurance, at Castaic Lake for the Santa Clarita Girl Scout Troop 1472 event, to be held November 1, 2008. (08-3148)

Attachments: [See Supporting Document](#)
 [See Final Action](#)

On motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky, this item was approved.

Ayes: 4 - Supervisor Burke, Supervisor Molina, Supervisor Yaroslavsky and Supervisor Antonovich

Absent: 1 - Supervisor Knabe

- 38-B.** Recommendation as submitted by Supervisor Yaroslavsky: Find that the portion of property used by Malibu Community Labor Exchange (MCLE), is not currently needed for County purposes, and that renewing the agreement for the use of County property is exempt from the California Environmental Quality Act; approve a renewal of the existing agreement between the County and MCLE for use of County property, located at 23535 Civic Center Way, Malibu, as a day-worker hiring site; and authorize the Chief Executive Officer to amend and execute the agreement for an additional one-year period with a 60-day cancellation notice. (08-3149)

Attachments: [See Final Actions](#)

On motion of Supervisor Yaroslavsky, seconded by Supervisor Molina, this item was approved.

Ayes: 4 - Supervisor Molina, Supervisor Antonovich, Supervisor Burke and Supervisor Yaroslavsky

Absent: 1 - Supervisor Knabe

- 38-C.** Report of findings by the Director of Personnel and the Chief Executive Officer regarding criminal history review in response to the Acting Auditor-Controller's report of Martin Luther King, Jr. Multi-Service Ambulatory Care Center Employees in the Department of Health Services. (08-3144)

Attachments: [Report](#)
 [Supervisor Antonovich Motion](#)
 [See Final Action](#)
 [Video Part 1](#)
 [Video Part 2](#)

On motion of Supervisor Antonovich, seconded by Supervisor Molina, the Board took the following actions:

- 1. Received and filed the report presented by the Director of**

Personnel; and

2. Directed the Chief Executive Officer to report back in two weeks on the actions that have been taken or will be taken to address the following:

- Items established in the Department of Health Services (DHS) and items filled or staffed by existing personnel to process criminal background investigations;**
- Operational procedures established in DHS to ensure compliance**

with the Board adopted resolution, updated on November 2, 2007, on the Designation of Sensitive Positions and Requirements for Criminal History Information. These procedures should include both job nexus determinations and determinations on an employee's suitability for employment (Phase I and Phase II referenced in the Director of Personnel's report);

- Operational procedures established in DHS to ensure appropriate and timely communication with Hospital Chief Executive Officers and Program Directors, or their designees, regarding all determinations and findings regarding employees that require a criminal background investigation. The report should include time frames for processing background investigations;**
- Actions that will be taken to evaluate Countywide compliance with criminal background investigation requirements; and**
- The disposition and implementation status of the recommendations made by the Director of Personnel.**

Ayes: 4 - Supervisor Burke, Supervisor Molina, Supervisor Yaroslavsky and Supervisor Antonovich

Absent: 1 - Supervisor Knabe

41. Opportunity for members of the public to address the Board on items of interest that are within jurisdiction of the Board.

Walter C. Becketl, Byron Bobbitt, Al Cole, Dennis Ettlin, Richard I. Fine, Alexander Ghaffari, Nima Jones, Jerry Lyles, Lord Alexander Montagu - Duke Of Manchester, Jon Nahhas, Edgardo G. Rivas, John Rizzo, Arnold Sachs, Don Saxton, Fred Sottke, Michael Sukey, And Reverend C. R. Tillman Addressed The Board. (08-3234)

Attachments: [Video](#)

Administrative Memos:

Supervisor Antonovich requested County Counsel to report back on whether or not the Halloween display in West Hollywood depicting the images of Governor Sarah Palin, hanging from a noose, and Senator John McCain, tucked into a fiery chimney, could be considered a hate crime. (08-3235)

Attachments: [Video](#)

Supervisor Antonovich requested the Chief Executive Officer to report back within one week with the how many Probation youth to date have received library cards as a result of the Library Card Program established by the Board in 2005; and what has the County's Office of Education done to implement the Program. (08-3190)

Attachments: [Video](#)

42. On motions duly seconded and unanimously carried the meeting was adjourned in memory of the following persons:

Supervisors Burke and Molina

Vincent Romero Walker

Supervisor Burke and All Members of the Board

Earl Parks

Supervisor Burke

Adassa Sinclair

Supervisor Yaroslavsky and All Members of the Board

Estelle Katz

Supervisor Yaroslavsky

Rabbi Moshe Cotel

Paul Williard Flora

Jordan Alexander Moore-Fields

Supervisor Antonovich

Gerald F. Barisic

William F. "Bill" Garner

Randy Hamson

James Richard Lank

Joe Rosen

William Randall Shaw

David "Delmar" Watson (08-3167)

IX. ITEMS CONTINUED FROM PREVIOUS MEETINGS FOR FURTHER DISCUSSION AND ACTION BY THE BOARD

- A-1.** Continue local emergencies as a result of the following: (a) Discovery of an infestation of fruit flies, as proclaimed on May 10, 1990; and (b) Conditions of extreme peril to the safety of persons and property arising as a result of fires within Los Angeles County, as proclaimed on October 13, 2008 and ratified by the Board on October 14, 2008.

Reviewed and Continued

X. CLOSED SESSION MATTERS

- CS-1.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Edmundo Daniel Rodriguez, et al. v. County of Los Angeles, Los Angeles Superior Court Case No. TC 021140

Jose Prado v. County of Los Angeles, Los Angeles Superior Court Case No. TC 02150

These are lawsuits for damages resulting from the alleged wrongful death of Edith Isabel Rodriguez at the MLK/Drew Medical Center.
(08-0612)

No reportable action was taken.

[Rodriguez Settlement Agreement](#)

- CS-2.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Walter Hines v. County of Los Angeles, Los Angeles Superior Court Case No. VC 045822

This lawsuit concerns allegations that a former employee of the Probation Department was subjected to discrimination and retaliation.
(08-2189)

No reportable action was taken.

- CS-3.** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Chan Hong Park v. County of Los Angeles, et al., Los Angeles Superior Court Case No. 343960

Pablo Balmontes, et al. v. County of Los Angeles, Los Angeles Superior Case No. 334859

These cases arise from an automobile accident involving a County employee.

Action Taken:

The Board authorized settlement of the lawsuit titled Chan Hong Park v. County of Los Angeles, et al., and Pablo Balmontes, et al. v. County of Los Angeles. Detail will be available upon final execution by all parties. The vote of the Board was: (08-3104) [Settlement Agreement](#)

Attachments: [See Final Action](#)
 [Video](#)

Ayes: 3 - Supervisor Burke, Supervisor Molina and
 Supervisor Yaroslavsky

Abstentions: 1 - Supervisor Antonovich

Absent: 1 - Supervisor Knabe

CS-4. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (one case) (08-0070)

Attachments: [Settlement Agreement](#)

No reportable action was taken.

CS-5. DEPARTMENT HEAD PERFORMANCE EVALUATION
(Government Code Section 54957)

Department Head performance evaluation (08-1770)

No reportable action was taken.

CS-6. CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)

Agency designated representatives: William T Fujioka, Chief Executive Officer and designated staff

Employee Organization(s) for represented employees: The Coalition of County Unions, AFL-CIO; Local 721, SEIU; Union of American Physicians and Dentists; Guild For Professional Pharmacists; Peace Officers Counsel of California; Association of Public Defender Investigators; and Los Angeles County Association of Environmental Health Specialists; Professional Peace Officers; and

Unrepresented employees (all) (08-1197)

No reportable action was taken.

XI. CLOSED SESSION REPORT FOR OCTOBER 21, 2008

(CS-1) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Walter Hines v. County of Los Angeles, Los Angeles Superior Court Case No. VC 045822

This lawsuit concerns allegations that a former employee of the Probation Department was subjected to discrimination and retaliation.

In Open Session, the Board continued this matter one week to October 28, 2008. (08-2189)

(CS-2) DEPARTMENT HEAD PERFORMANCE EVALUATION
(Government Code Section 54957)

Department Head performance evaluation

No reportable action was taken. (08-1770)

(CS-3) CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)

Agency designated representatives: William T Fujioka, Chief Executive Officer and designated staff

Employee Organization(s) for represented employees: The Coalition of County Unions, AFL-CIO; Local 721, SEIU; Union of American Physicians and Dentists; Guild For Professional Pharmacists; Peace Officers Counsel of California; Association of Public Defender Investigators; and Los Angeles County Association of Environmental Health Specialists; Professional Peace Officers; and

Unrepresented employees (all)

In Open Session, this item was taken off calendar. (08-1197)

Closing

43. Open Session adjourned to Closed Session at 3:57 p.m. following Board Order No. 42 to:

CS-1.
CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Edmundo Daniel Rodriguez, et al. v. County of Los Angeles, Los Angeles Superior

Court Case No. TC 021140

This is a lawsuit for damages resulting from the alleged wrongful death of Edith Isabel Rodriguez at the MLK/Drew Medical Center.

CS-2.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Walter Hines v. County of Los Angeles, Los Angeles Superior Court Case No. VC 045822

This lawsuit concerns allegations that a former employee of the Probation Department was subjected to discrimination and retaliation.

CS-3.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision (a) of Government Code Section 54956.9)

Chan Hong Park v. County of Los Angeles, et al., Los Angeles Superior Court Case No. 343960

Pablo Balmontes, et al. v. County of Los Angeles, Los Angeles Superior Case No. 334859

These cases arise from an automobile accident involving a County employee.

CS-4.

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (one case)

CS-5.

DEPARTMENT HEAD PERFORMANCE EVALUATION
(Government Code Section 54957)

Department Head performance evaluations

CS-6.

CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)

Agency designated representatives: William T Fujioka, Chief Executive Officer and designated staff

Employee Organization(s) for represented employees: The Coalition of County Unions, AFL-CIO; Local 721, SEIU; Union of American Physicians and Dentists; Guild For Professional Pharmacists; Peace Officers Counsel of California; Association of Public Defender Investigators; and Los Angeles County Association of Environmental Health Specialists; Professional Peace Officers; and

Unrepresented employees (all)

Closed Session convened at 3:57 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Michael D. Antonovich and Yvonne B. Burke, Chair presiding. Supervisor Don Knabe being absent.

Closed Session adjourned at 5:20 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Michael D. Antonovich and Yvonne B. Burke, Chair presiding. Supervisor Don Knabe being absent.

The Board of Supervisors of the County of Los Angeles, and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts, adjourned its meeting at 5:20 p.m. following Board Order No. 42.

The next Regular Meeting of the Board will be Wednesday, November 5, 2008 at 9:30 a.m. (08-3340)

The foregoing is a fair statement of the proceedings of the meeting held October 28, 2008, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Sachi A. Hamai, Executive Officer
Executive Officer-Clerk
of the Board of Supervisors

By _____